IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL SIDE APPELLATE JURISDICTION

FIRST APPEAL NO.979 OF 2004
WITH
CIVIL APPLICATION NO.3135 OF 2004

Shri Adinath Sahakari Gruh Rachna
Sanstha Maryadit. Appellant

vs.

Deputy Director,
Employees State Insurance Corporation Respondents
& ors.

Mr.S.C.Naidu i/b.Mr.Raunak H. Shah for the appellant.

Mr.R.M.Jaykar with Miss Dimple Mehta i/b.M/s.M.V.Jaykar
for respondent no.1.

Mr.Y.M.Nakhwa, AGP for respondent no.2.

CORAM : ANOOP V. MOHTA,J.

DATED : 2nd November, 2007

JUDGMENT:

On 9.3.1998, respondent no.1 issued an order under section 45(A) of Employees State Insurance Act, 1948 (ESI Act) directing this appellant to pay contributions totalling Rs.2,58,397/- for the period from 1.6.1986 to 31.3.1997 and interest thereon of Rs.1,77,909/-.

2. On 23.10.1998, the Deputy Director of respondent no.1 also issued an order dated 23.10.1998 directing the appellant to pay contributions of Rs.34,857/- for the period April 1997 to September 1997 and interest thereon of Rs.5,999/-. The Recovery Officer of respondent no.1 issued a notice of demand for

Rs.4,36,306/- and initiated recovery proceedings.

3. On 19.11.1998 being aggrieved by the Order dated 9.3.1998 and 23.10.1998, the preset appellant herein preferred an application under section 75 of ESI Act, 1948 bearing o.37/1998 before the Industrial Court no.1, Pune.

4. On 15.6.2004 after hearing both the parties, partly allowed the application of the appellant. Being dissatisfied by the said order, the present appellant has preferred this appeal before this Court.

5. In view of the reasoning given in the judgment dated 2nd November, 2007 in First Appeal No.844 of 2004 along with other First Appeals, the impugned order is set aside and this First Appeal is allowed partly & disposed of accordingly. C. A. is also disposed of accordingly.

. No order as to costs.

[ANOOP V. MOHTA,J.]